

UV-97

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michael D. Ellis, Thomas R. Lemmons, and
William L. Thomas

Serial No. : 09/374,043

Filed : August 13, 1999

For : CLIENT-SERVER ELECTRONIC PROGRAM GUIDE

Group Art Unit : 2773

Examiner :

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Hon. Assistant Commissioner
for Patents
Washington, D.C. 20231

OCT 13 1999

TECHNOLOGY CENTER 2800

Attention: Box Missing Parts

RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION AND
REQUEST FOR CORRECTED FILING RECEIPT

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Sir:

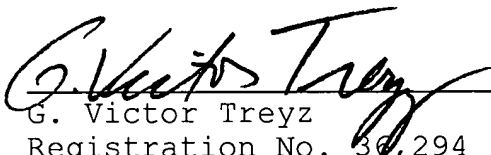
The following materials are enclosed in response to the
September 2, 1999 Notice to File Missing Parts in this patent
application:

1. A copy of the Notice to File Missing Parts.
2. A Declaration and Power of Attorney executed by
the inventors.
3. A check in the amount of \$130.00 in payment of the
surcharge.

Also attached is a copy of the official Filing Receipt for this patent application. The filing receipt incorrectly misspelled Mr. Ellis's last name. Mr. Ellis's first name is correctly spelled Michael as indicated in red on the enclosed copy of the filing receipt. The filing receipt also incorrectly listed Mr. Lemmons as living in Sanders Springs, Oklahoma. Mr. Lemmons should have been listed as living in Sand Springs, Oklahoma as indicated in red on the enclosed copy of the filing receipt. Please issue a Corrected Filing Receipt to correct the above error. The foregoing errors are believed to be the responsibility of the Patent Office.

The Commissioner is hereby authorized to charge any additional fee or to credit any overpayment in connection with this paper or the related patent application to Deposit Account No. 06-1075. A duplicate copy of this paper is submitted herewith.

Respectfully submitted,


G. Victor Treyz

Registration No. 36,294
Attorney for Applicants

c/o FISH & NEAVE
1251 Avenue of the Americas
New York, New York 10020-1104
Tel.: (212) 596-9000

I Hereby Certify that this
Correspondence is being
Deposited with the U.S.
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Claire J. Santilli


Signature of Person Signaling



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

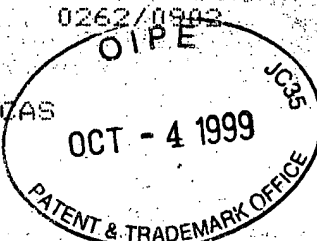
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Copy of #3

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|
|--------------------|---------------------|-----------------------|---------------------------|

09/374,043 08/13/99 ELLIS M UV-97

G VICTOR
FISH & NEAVE
1251 AVENUE OF THE AMERICAS
NEW YORK NY 10020-1104



NOT ASSIGNED

2773

DATE MAILED:

09/02/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$85.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 130.00.

☒ 1. The statutory basic filing fee is:

- ☐ missing
- ☐ insufficient.

Applicant must submit \$_____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$_____ for _____ total claims over 20.
\$_____ for _____ independent claims over 3.
\$_____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
- ☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box-Missing Parts."

A copy of this notice **MUST** be returned with the reply.

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Initial Patent Examination Division (703) 308-1200

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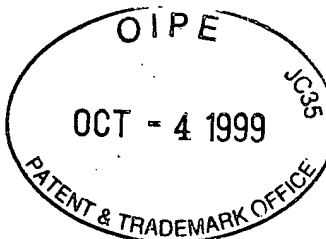
FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTORNEY DOCKET NO. | DRWGS | TOT CL | IND CL |
|--------------------|-------------|--------------|------------------|---------------------|-------|--------|--------|
| 09/374,043 | 08/13/99 | 2773 | \$2,344.00 UV-97 | | 39 | 56 | 15 |

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Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts of Application" ("Missing Parts Notice") in this application, please submit any corrections to this Filing Receipt with your reply to the "Missing Parts Notice." When the PTO processes the reply to the "Missing Parts Notice," the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) *Michael*
MICHAEL D. ELLIS, BOULDER, CO; THOMAS R. LEMMONS,
~~SANDERS~~ SPRINGS, OK; WILLIAM L. THOMAS, BIXBY, OK.
SAND

CONTINUING DATA AS CLAIMED BY APPLICANT-
PROVISIONAL APPLICATION NO. 60/097,538 08/21/98

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 08/31/99

TITLE

CLIENT-SERVER ELECTRONIC PROGRAM GUIDE

PRELIMINARY CLASS: 345

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FISH & NEAVE - PATENT DEPT.
REFERRED TO *RMF*
NOTED BY *mf*

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DATA ENTRY BY: WASHINGTON, LINDA TEAM: 06 DATE: 08/31/99

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

(See reverse for new important information)

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Bib Data Sheet

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|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------|-------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|
| SERIAL NUMBER 09/374,043 | FILING DATE 08/13/1999 RULE - | CLASS 345 | GROUP ART UNIT 2773 2174 | ATTORNEY DOCKET NO. UV-97 |
| APPLICANTS MICHAEL D. ELLIS, BOULDER, CO ; THOMAS R. LEMMONS, SAND SPRINGS, OK ; WILLIAM L. THOMAS, BIXBY, OK ; | | | | |
| ** CONTINUING DATA ***** THIS APPLN CLAIMS BENEFIT OF 60/097,538 08/21/1998 SL | | | | |
| ** FOREIGN APPLICATIONS ***** none SL | | | | |
| IF REQUIRED, FOREIGN FILING LICENSE GRANTED ** 08/31/1999 - | | | | |
| Foreign Priority claimed <input type="checkbox"/> yes <input checked="" type="checkbox"/> no 35 USC 119 (a-d) conditions met <input type="checkbox"/> yes <input checked="" type="checkbox"/> no <input type="checkbox"/> Met after Allowance | | STATE OR COUNTRY CO | SHEETS DRAWING 39 | TOTAL CLAIMS 56 |
| Verified and Acknowledged <u>SL</u> Examiner's Signature Initials | | | INDEPENDENT CLAIMS 15 | |
| ADDRESS G VICTOR FISH & NEAVE 1251 AVENUE OF THE AMERICAS NEW YORK, NY 100201104 | | | | |
| TITLE CLIENT-SERVER ELECTRONIC PROGRAM GUIDE | | | | |
| FILING FEE RECEIVED 2474 | FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following: | | <input checked="" type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees (Filing) <input type="checkbox"/> 1.17 Fees (Processing Ext. of time) <input type="checkbox"/> 1.18 Fees (Issue) <input type="checkbox"/> Other# _____ <input type="checkbox"/> Credit | |

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